



# STATE OF WISCONSIN Assembly Journal

## Ninety-Fifth Regular Session

THURSDAY, March 21, 2002

The Chief Clerk makes the following entries under the above date:

### ADMINISTRATIVE RULES

#### Assembly Clearinghouse Rule 01–109

Relating to accessibility requirements for commercial buildings and structures.

Submitted by Department of Commerce.

Report received from Agency, March 8, 2002.

To committee on **Housing**.

Referred on March 19, 2002.

#### Assembly Clearinghouse Rule 01–128

Relating to permitting the use of natural bodies of water as fish farms.

Submitted by Department of Natural Resources.

Report received from Agency, March 12, 2002.

To committee on **Natural Resources**.

Referred on March 19, 2002.

#### Assembly Clearinghouse Rule 02–011

Relating to the adjustment of thresholds for application of prevailing wage rates and payment and performance assurance requirements.

Submitted by Department of Workforce Development.

Report received from Agency, March 11, 2002.

To committee on **Labor and Workforce Development**.

Referred on March 19, 2002.

### MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 59**

**Senate Joint Resolution 64**

**Senate Joint Resolution 66**

**Senate Joint Resolution 67**

Passed and asks concurrence in:

**Senate Bill 24**

**Senate Bill 75**

**Senate Bill 81**  
**Senate Bill 231**  
**Senate Bill 253**  
**Senate Bill 274**  
**Senate Bill 344**  
**Senate Bill 372**  
**Senate Bill 373**  
**Senate Bill 391**  
**Senate Bill 394**  
**Senate Bill 402**  
**Senate Bill 411**  
**Senate Bill 430**  
**Senate Bill 435**  
**Senate Bill 436**  
**Senate Bill 438**  
**Senate Bill 439**  
**Senate Bill 440**  
**Senate Bill 450**  
**Senate Bill 452**  
**Senate Bill 460**  
**Senate Bill 462**  
**Senate Bill 463**  
**Senate Bill 464**  
**Senate Bill 469**

Nonconcurring in:

(**Assembly amendment 1**) to Senate Joint Resolution 63

(**Assembly substitute amendment 1**) to Senate Bill 336

Amended and concurred in as amended:

**Assembly Joint Resolution 35** Senate amendment 1 adopted)

**Assembly Bill 548** (Senate amendment 1 adopted)

**Assembly Bill 609** (Senate amendment 1 adopted)

**Assembly Bill 809** (Senate amendment 1 adopted)

**Assembly Bill 826** (Senate substitute amendment 1 adopted)

### SPEAKER'S COMMUNICATIONS

March 15, 2002

John A. Scocos

Assembly Chief Clerk

1 East Main Street, Suite 402

Dear Mr. Scocos:

On March 14, 2002, **Clearinghouse Rule 01-054** relating to the regulation of swim rafts and the definition of

“impoundment” and “similar conveyance” was referred to the Assembly Committee on Tourism and Recreation. Pursuant to Assembly Rule 13 (2)(b), I hereby withdraw **Clearinghouse Rule 01-054** from the Assembly Committee on Tourism and Recreation and re-refer that rule to the Assembly Committee on Natural Resources.

Representative Skindrud has been notified of this re-referral and approves.

Sincerely,  
*SCOTT R. JENSEN*  
Assembly Speaker

## COMMUNICATIONS

**TO:** Assembly Speaker Scott Jensen  
**FROM:** John A. Scocos  
Assembly Chief Clerk  
**DATE:** February 25, 2002  
**RE:** Resignation

It has been an honor and privilege to serve the Wisconsin State Assembly as the Assembly Chief Clerk. Please accept my personal thanks to you for giving me this opportunity. I will hereby resign this position effective March 15, 2002. If you have any questions, please feel free to contact me. Again, thank you for the opportunity to serve as Assembly Chief Clerk.

## ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

**Assembly Bill 65**  
**Assembly Bill 157**  
**Assembly Bill 251**  
**Assembly Bill 256**  
**Assembly Bill 327**  
**Assembly Bill 354**  
**Assembly Bill 412**  
**Assembly Bill 481**  
**Assembly Bill 482**  
**Assembly Bill 488**  
**Assembly Bill 497**  
**Assembly Bill 588**  
**Assembly Bill 589**  
**Assembly Bill 615**  
**Assembly Bill 655**  
**Assembly Bill 711**  
**Assembly Bill 725**  
**Assembly Bill 733**  
**Assembly Bill 737**  
**Assembly Joint Resolution 80**  
**Assembly Joint Resolution 87**  
**Assembly Joint Resolution 88**

## Assembly Joint Resolution 92 Assembly Joint Resolution 100

*PATRICK E. FULLER*  
Assembly Assistant Chief Clerk

## CHIEF CLERK REPORTS

The Chief Clerk records:

### Assembly Bill 769

Presented to the Governor on Thursday, March 21.

*PATRICK E. FULLER*  
Assembly Assistant Chief Clerk

## REFERENCE BUREAU CORRECTIONS

Assembly amendment 1 to **Assembly Bill 157**

In enrolling, the following corrections were made:

1. Page 1, line 4: after that line insert:  
“2m. Page 6, line 13: delete “(a)”.”.
2. Page 2, line 1: after “INFORMERS.” insert “(a)”.

## REFERRAL OF AGENCY REPORTS

State of Wisconsin  
Department of Transportation  
Madison

March 11, 2002

To the Honorable, the Assembly:

I am pleased to submit the Final Report of “Evaluation of Alternative Registration Revenue Methodologies.” I think this report will provide a solid overview of alternative vehicle registration methods.

The Department of Transportation was required in the 1997-99 Biennial Budget (**1997 Act 27**), per Section 9149 (2g) to ....“conduct a study of the feasibility and desirability of establishing vehicle registration fees to be based on the value of the vehicle or the horsepower motor of the vehicle in lieu of the current vehicle registration fees....” The Department was directed to ....“submit a report containing its findings, conclusions and recommendations, including any recommended statutory changes to the appropriate standing committees of the Legislature in the manner provided under section 13.172 (3) of the statutes.”

If you have questions or need further clarification, please feel free to contact me at (608) 267-9618.

Sincerely,  
*ALICE M. MOREHOUSE, DIRECTOR*  
Office of Policy and Budget

Referred to committee on **Transportation**.

---

State of Wisconsin  
Joint Legislative Council  
Madison

March 14, 2002

To the Honorable, the Assembly:

Enclosed is a copy of the *2001 Annual Report on the Legislative Council Rules Clearinghouse*, submitted to the Legislature pursuant to s. 227.15 (5), Stats.

The report covers the 22nd full calendar year of operation of the Rules Clearinghouse. I trust that it will be found to be informative.

Sincerely,  
*TERRY C. ANDERSON*  
Director

Referred to joint committee for **Review of Administrative Rules**.

---

State of Wisconsin  
Department of Administration  
Madison

March 15, 2002

To the Honorable, the Legislature:

This report is transmitted as required by sec. 20.002(11)(f), Wis. Stats. (for distribution to the appropriate standing committees under sec. 13.172(3), Wis. Stats.), and confirms that the Department of Administration has found it necessary to exercise the "temporary reallocation of balances" authority provided by this section in order to meet payment responsibilities and cover resulting negative balances during the month of February 2002.

On February 25, 2002 the **Wisconsin Health Education Loan Repayment Fund** balance was -\$1 thousand. This shortfall continued until February 26, 2002 when the balance reached a positive \$11 thousand. The Wisconsin Health Education Loan Repayment Fund shortfall was not in excess of the statutory interfund borrowing limitation and did not exceed the balances of the Funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund's share. Therefore, the monthly calculation by the State Controller's Office will automatically reflect the use of these temporary reallocations of balance authority.

Sincerely,  
*GEORGE LIGHTBOURN*  
Secretary

Referred to committee on **Ways and Means**.

---

State of Wisconsin  
Public Defender  
Madison

March 2002

To the Honorable, the Legislature:

RE: 1999-2001 Biennial Report

The Office of the State Public Defender is an independent executive agency, which operates under the direction of the State Public Defender Board. The Board has nine members who are nominated by the Governor, with the advice and consent of the Senate, for staggered three-year terms. At least five members of the Board must be members of the State Bar of Wisconsin.

The State Public Defender's mission is to enhance the quality of justice throughout Wisconsin by providing high quality cost-effective representation to indigent clients, protecting the rights of accused individuals and serving as advocates for effective defense services and a rational criminal justice system. The State Public Defender serves at the pleasure of a nine-member board appointed by the Governor with the advice and consent of the Senate.

Sincerely,  
*NICHOLAS L. CHIARKAS*  
State Public Defender

Referred to committee on **Judiciary**.

---

State of Wisconsin  
Department of Corrections  
Madison

March 18, 2002

To the Honorable, the Legislature:

As required under Section 301.03 (6r) of the Wisconsin State Statutes, I am submitting information relative to the number of prisoners that the Department of Corrections considers violent and the total number of prisoners.

On December 31, 2001 the Department had 21,521 adult inmates assigned to prisons instate and in contract facilities out of state. Out of the 21,521 inmates, 13,647 or 63.4 percent had assaultive offenses.

Sincerely,  
*JON E. LITSCHER*  
Secretary

Referred to committee on **Corrections and the Courts**.